

7 The deposition of any witness may be taken and used as evidence
8 in any hearing pending before a board of arbitration in workmen's
9 compensation proceeding in connection therewith.

10 That such deposition shall be taken in the same manner as pro-
11 vided for the taking of depositions in the district court, and when
12 so taken shall be admissible in evidence in such hearings in the same
13 manner subject to the same rules governing the admission of evidence
14 in the district court.

15 Application for permission to take depositions in such case shall
16 be filed in the district court of the county wherein the case for arbi-
17 tration shall be heard.

Approved April 25, A. D. 1917.

CHAPTER 410.

TELEPHONE, ETC., POLES IN PUBLIC HIGHWAYS.

S. F. 79.

AN ACT to amend the law as it appears in section fifteen hundred twenty-seven-s sev-
enteen (1527-s-17) of the supplement to the code, 1913, relating to telephone, telegraph
and transmission lines.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Location of poles—expense. That the law as it ap-
2 pears in section fifteen hundred twenty-seven-s seventeen (1527-s-17)
3 of the supplement to the code, 1913, be and the same is hereby
4 amended by inserting after the word "engineer", in the fourteenth
5 line thereof, the following:

6 "Upon written application filed with the county auditor describing
7 the highways upon which such lines, or parts of lines, are to be con-
8 structed and the applicant shall pay all of the expenses in locating
9 said lines.

Approved April 25, A. D. 1917.

CHAPTER 411.

DESECRATION, ETC., OF THE FLAG OF THE UNITED STATES.

S. F. 422.

AN ACT to repeal section five thousand twenty-eight-a (5028-a) and five thousand
twenty-eight-a 1 (5028-a 1) of the supplement to the code, 1913, and to enact a substi-
tute therefor relative to the prevention of and punishment for the desecration, mutila-
tion or improper use of the flag and other insignia of the United States of America
and of the state of Iowa:

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Desecration of flag—evidence—trade emblems.
1 That section five thousand twenty-eight-a (5028-a) 5028-a1 of the

2 supplement to the code, 1913, be and the same is hereby repealed and
3 the following enacted in lieu thereof:

4 Any person who in any manner, for exhibition or display, shall
5 place or cause to be placed, any word, figure, mark, picture, design,
6 drawing, or any advertisement of any nature, upon any flag, standard,
7 color, ensign, shield or other insignia of the United States, or upon
8 any flag, ensign, great seal or other insignia of this state, or shall
9 expose or cause to be exposed to public view, any such flag, standard,
10 color, ensign shield or other insignia of the United States, or any such
11 flag, ensign, great seal or other insignia of this state, upon which
12 shall have been printed, painted or otherwise placed, or to which shall
13 be attached, appended, affixed or annexed, any word, figure, mark,
14 picture, design or drawing, or any advertisement of any nature, or
15 who shall expose to public view, manufacture, sell, expose for sale,
16 give away or have in possession for sale, or to give away, or for use
17 for any purpose any article or substance, being an article of mer-
18 chandise or a receptacle of merchandise or article or thing for carry-
19 ing or transporting merchandise, upon which shall have been printed,
20 painted, attached or otherwise placed, a representation of any such
21 flag, standard, color, ensign, shield or other insignia of the United
22 States, or any such flag, ensign, great seal or other insignia of this
23 state, to advertise, call attention to, decorate, mark or distinguish
24 the article or substance, on which so placed, or who shall publicly
25 mutilate, deface, defile or defy, trample upon, cast contempt upon,
26 satirize, deride or burlesque, either by words or act, such flag, stand-
27 ard, color, ensign, shield or other insignia of the United States, or
28 flag, ensign, great seal or other insignia of this state, or who shall,
29 for any purpose, place such flag, standard, color, ensign, shield or
30 other insignia of the United States, or flag, ensign, great seal or
31 other insignia of this state, upon the ground or where the same may
32 be tread upon, shall be deemed guilty of a misdemeanor and shall
33 be punished by a fine not exceeding one hundred dollars (\$100.00) or
34 by imprisonment for not more than thirty (30) days and shall also
35 forfeit a penalty of fifty dollars (\$50.00) for each such offense, to
36 be recovered, with costs, in a civil action or suit in any court having
37 jurisdiction, and such action or suit may be brought by and in the
38 name of the state, on the relation of any citizen thereof, and such
39 penalty, when collected, less the reasonable cost and expense of action
40 or suit and recovery, to be certified by the clerk of the district court
41 of the county in which the offense is committed, shall be paid into
42 the county treasury for the benefit of the school fund, and two or
43 more penalties may be sued for and recovered in the same action or
44 suit. The words "flag, standard, color, ensign, shield or other in-
45 signia of the United States", as used in this section, shall include
46 any flag, standard, color, ensign, shield or other insignia of the
47 United States, or any picture or representation of either thereof, made
48 of any substance or represented on any substance, and of any size,
49 evidently purporting to be either of said flag, standard, color, in-
50 signia, shield or other insignia of the United States of America or
51 a picture or a representation of either thereof. The words "flag,
52 ensign, great seal or other insignia of this state" as used in this
53 section, shall include any flag, ensign, great seal or other insignia,
54 or any picture or any representation of either thereof, made of any
55 substance or represented on any substance, and of any size, evidently

56 purporting to be either of said flag, ensign, great seal or other
 57 insignia of the state of Iowa, or a picture or a representation of
 58 either thereof. The possession after this act takes effect, by any
 59 person other than a public officer, as such, of any flag, standard,
 60 color, ensign, shield or other insignia of the United States, or flag,
 61 ensign, great seal or other insignia of this state, on which shall be
 62 anything made unlawful by this section, or of any article or substance
 63 or thing on which shall be anything made unlawful by this section,
 64 shall be presumptive evidence that the same is in violation of this
 65 section, and was made, done or created after this act takes effect, and
 66 that such flag, standard, color, ensign, shield, great seal or other
 67 insignia, or article, substance, or thing, did not exist when this act
 68 takes effect; provided, however, that nothing in this act shall be con-
 69 strued as rendering unlawful the use of any trademark or trade
 70 emblem actually adopted by any person, firm, corporation or associa-
 71 tion prior to January 1, 1895.

1 **SEC. 2. Duty of peace officers.** It shall be the duty of the sheriff
 2 of the various counties, chief of police and town marshal, to enforce
 3 the provisions of this act, and for failure so to do may be removed
 4 as by law provided.

1 **SEC. 3. Time act takes effect.** This act shall be in full force and
 2 effect on and after January first, nineteen hundred eighteen.

1 **SEC. 4. Exceptions.** This act shall not be construed to apply to
 2 a newspaper, periodical, book, pamphlet, circular, certificate, diploma,
 3 warrant, or commission of appointment to office, ornamental picture,
 4 article of jewelry, or stationery for use in private correspondence, on
 5 any of which shall be printed, painted or placed, said flag, disconnected
 6 from any advertisement.

Approved April 25, A. D. 1917.

CHAPTER 412.

MUTUAL FIRE, TORNADO AND HAILSTORM ASSESSMENT INSURANCE ASSOCIATIONS.

S. F. 526.

AN ACT to amend the law as it appears in sections seventeen hundred fifty-nine-a (1759-a) and seventeen hundred fifty-nine-1 (1759-1), supplement to the code, 1913, granting to mutual fire, tornado and hail storm assessment insurance associations authority to write insurance on county, municipal, district and county fair property under the provisions of chapter five (5), title nine (IX.) of the supplement to the code, 1913.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1. May insure municipal, etc., property.** That the
 2 law as it appears in section seventeen hundred fifty-nine-a (1759-a),
 3 supplement to the code, 1913, be and the same is hereby amended by